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**SENATE BILL 993**

**47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005**

**INTRODUCED BY**

**Carlos R. Cisneros**

**AN ACT**

**RELATING TO PUBLIC LANDS; CREATING THE LAND EXCHANGE REVIEW BOARD TO REVIEW PROPOSED EXCHANGES OF STATE LANDS; PROVIDING FOR AN ANNUAL INVENTORY OF STATE LANDS AVAILABLE FOR RECREATIONAL PURPOSES.**

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:**

**Section 1. LAND EXCHANGE REVIEW BOARD. --**

**A. The "land exchange review board" is created.**

**The board shall consist of six members who represent interests that use state lands, including ranchers, sportsmen, environmentalists and the extractive industries. Members shall be appointed as follows:**

**(1) two members appointed by the commissioner of public lands;**

**(2) two members appointed by the governor;**

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1 (3) one member appointed by the speaker of the  
2 house of representatives; and

3 (4) one member appointed by the president pro  
4 tempore of the senate.

5 B. In addition to the members appointed pursuant to  
6 Subsection A of this section, when considering a proposed land  
7 exchange, an additional member shall be appointed by the  
8 governing body of each beneficiary of the state land proposed  
9 to be exchanged; provided that, for land exchanges of state  
10 land for which the public schools are the beneficiary, the  
11 beneficiary shall be represented by a designee of the secretary  
12 of public education.

13 C. Members shall serve at the pleasure of their  
14 appointing authority and, at the discretion of the appointing  
15 authority, new members may be appointed for each meeting of the  
16 land exchange review board. Members shall not be paid but  
17 shall receive reimbursements from the state lands maintenance  
18 fund for per diem and mileage pursuant to the Per Diem and  
19 Mileage Act.

20 D. Prior to entering into an exchange of state  
21 lands, the commissioner of public lands shall send a notice to  
22 the members of the land exchange review board and the other  
23 appointing authorities. In addition, the notice shall be  
24 published in a newspaper of statewide circulation, published in  
25 a newspaper of general circulation in the area included in the

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1 proposed land exchange and mailed to each person who has  
2 requested such a notice from the commissioner. The notice  
3 shall describe the proposed exchange, explain the perceived  
4 benefits, as well as any possible detriments, to the proposed  
5 exchange and establish a date, not less than thirty days from  
6 the notice, for a meeting of the land exchange review board.  
7 At the meeting of the board held pursuant to the notice, the  
8 commissioner of public lands shall explain the proposed  
9 exchange and the board shall hear comments from interested  
10 persons and advise the commissioner on the merits of proceeding  
11 with the exchange.

12 E. In addition to meetings convened to review  
13 proposed land exchanges pursuant to Subsection D of this  
14 section, the commissioner of public lands shall annually, no  
15 earlier than August 1 or later than December 1, convene a  
16 meeting of the land exchange review board to present an  
17 accounting, as of the end of the previous fiscal year, of all  
18 state lands available for public access and recreational use  
19 and to receive comments from interested parties on the multiple  
20 uses of state lands. Notice of the meeting shall be given in  
21 the same manner as the notice required for meetings held  
22 pursuant to Subsection D of this section.

23 F. The commissioner of public lands shall not enter  
24 into any agreement for the exchange of state lands without  
25 complying with the provisions of this section.

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